

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

*In re: Hyundai and Kia Engine
Litigation II*

Case No.: 8:18-cv-02223-JLS-JDE

Related Cases:

8:17-cv-00838-JLS-JDE

8:21-cv-01057-JLS-JDE

8:21-cv-00379-JLS-JDE

8:21-cv-00854-JLS-JDE

**DECLARATION OF STEPHANIE J.
FIERECK, ESQ. ON
IMPLEMENTATION OF CAFA NOTICE**

Date: November 18, 2022

Time: 10:30 a.m.

Hon. Josephine L. Staton

Courtroom: 8A

I, STEPHANIE J. FIERECK, ESQ., hereby declare and state as follows:

1. My name is Stephanie J. Fiereck, Esq. I am over the age of 21 and I have personal knowledge of the matters set forth herein, and I believe them to be true and correct.

2. I am the Director of Legal Noticing for Epiq Class Action & Claims Solutions, Inc. (“Epiq”), a firm that specializes in designing, developing, analyzing and implementing large-scale, un-biased, legal notification plans. I have overseen and handled Class Action Fairness Act (“CAFA”) notice mailings for more than 375 class action settlements.

3. Epiq is a firm with more than 25 years of experience in claims processing and settlement administration. Epiq’s class action case administration services include coordination of all notice requirements, design of direct-mail notices, establishment of fulfillment services, receipt and processing of opt-outs, coordination with the United States Postal Service, claims database management, claim adjudication, funds management and distribution services.

4. The facts in this Declaration are based on what I personally know, as well as information provided to me in the ordinary course of my business by my colleagues at Epiq.

CAFA NOTICE IMPLEMENTATION

5. At the direction of counsel for the Defendants Kia and Hyundai, 57 officials, which included the Attorney General of the United States and the Attorneys General of each of the 50 states, the District of Columbia and the United States Territories were identified to receive the CAFA notice.

6. Epiq maintains a list of these state and federal officials with contact information for the purpose of providing CAFA notice. Prior to mailing, the names and addresses selected from Epiq's list were verified, then run through the Coding Accuracy Support System ("CASS") maintained by the United States Postal Service ("USPS").¹

7. On October 4, 2022, Epiq sent 57 CAFA Notice Packages ("Notice"). The Notice was mailed by USPS certified mail to 56 officials, including the Attorneys General of each of the 50 states, the District of Columbia and the United States Territories. The Notice was also sent by United Parcel Service ("UPS") to the Attorney General of the United States. The CAFA Notice Service List (USPS Certified Mail and UPS) is included as **Attachment 1**.

8. The materials sent to the Attorneys General included a cover letter, which provided notice of the proposed settlement of the above-captioned case. The cover letter is included as **Attachment 2**.

9. The cover letter was accompanied by a CD, which included the following:

- A. Class Action Complaints and Amended Complaints of the consolidated Action and underlying cases;
- B. Plaintiffs' Notice of Motion and Unopposed Motion for Preliminary Approval of Class Action Settlement;

¹ CASS improves the accuracy of carrier route, 5-digit ZIP®, ZIP + 4® and delivery point codes that appear on mail pieces. The USPS makes this system available to mailing firms who want to improve the accuracy of postal codes, i.e., 5-digit ZIP®, ZIP + 4®, delivery point (DPCs), and carrier route codes that appear on mail pieces.

1 C. Declaration of Steve W. Berman in Support of Plaintiffs' Unopposed Motion
2 for Preliminary Approval of Class Action Settlement;

3 1. Settlement Agreement (Exhibit 1 to Berman Declaration);

- 4 ▪ Exhibit A – Notice of Proposed Class Settlement (Hyundai);
5 ▪ Exhibit B – Notice of Proposed Class Settlement (Kia);
6 ▪ Exhibit C – Hyundai Claim Form; and
7 ▪ Exhibit D – Kia Claim Form.

8 2. Firm Resume (Exhibit 2 to Berman Declaration);

9 D. Declaration of Matthew D. Schelkopf in Support of Plaintiffs' Motion for
10 Preliminary Approval of Class Action Settlement;

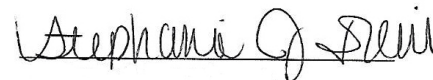
11 1. Firm Resume (Exhibit 1 to Schelkopf Declaration);

12 E. Declaration of Gretchen Freeman Cappio in Support of Plaintiffs' Unopposed
13 Motion for Preliminary Approval of Class Action Settlement;

14 1. Firm Resume (Exhibit 1 to Freeman Cappio Declaration); and

15 10. [Proposed] Order Granting Plaintiffs' Motion for Preliminary Approval of
16 Class Action Settlement.

17 I declare under penalty of perjury that the foregoing is true and correct. Executed on
18 October 17, 2022.

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20 Stephanie J. Fiereck, Esq.
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Attachment 1

CAFA Notice of Service List

#1772

UPS

Company	FullName	Address1	Address2	City	State	Zip
US Department of Justice	Merrick B. Garland	950 Pennsylvania Ave NW		Washington	DC	20530

CAFA Notice Service List
#1773
USPS Certified Mail

Company	FullName	Address1	Address2	City	State	Zip
Office of the Attorney General	Treg Taylor	1031 W. 4th Ave	Suite 200	Anchorage	AK	99501
Office of the Attorney General	Steve Marshall	501 Washington Ave		Montgomery	AL	36104
Office of the Attorney General	Leslie Carol Rutledge	323 Center St	Suite 200	Little Rock	AR	72201
Office of the Attorney General	Mark Brnovich	2005 N Central Ave		Phoenix	AZ	85004
Office of the Attorney General	CAFA Coordinator	Consumer Protection Section	455 Golden Gate Ave Suite 11000	San Francisco	CA	94102
Office of the Attorney General	Phil Weiser	Ralph L. Carr Colorado Judicial Center	1300 Broadway Fl 10	Denver	CO	80203
Office of the Attorney General	William Tong	165 Capitol Ave		Hartford	CT	06106
Office of the Attorney General	Karl A. Racine	400 6th St NW		Washington	DC	20001
Office of the Attorney General	Kathy Jennings	Carvel State Office Bldg	820 N French St	Wilmington	DE	19801
Office of the Attorney General	Ashley Moody	State of Florida	The Capitol PL-01	Tallahassee	FL	32399
Office of the Attorney General	Chris Carr	40 Capitol Square SW		Atlanta	GA	30334
Department of the Attorney General	Holly T. Shikada	425 Queen St		Honolulu	HI	96813
Iowa Attorney General	Thomas J Miller	1305 E Walnut St		Des Moines	IA	50319
Office of the Attorney General	Lawrence G Wasden	700 W Jefferson St Ste 210	PO Box 83720	Boise	ID	83720
Office of the Attorney General	Kwame Raoul	100 W Randolph St		Chicago	IL	60601
Indiana Attorney General's Office	Todd Rokita	Indiana Government Center South	302 W Washington St Rm 5	Indianapolis	IN	46204
Office of the Attorney General	Derek Schmidt	120 SW 10th Ave 2nd Fl		Topeka	KS	66612
Office of the Attorney General	Daniel Cameron	700 Capitol Ave Rm 118		Frankfort	KY	40601
Office of the Attorney General	Jeff Landry	PO Box 94005		Baton Rouge	LA	70804
Office of the Attorney General	Maura Healey	1 Ashburton Pl		Boston	MA	02108
Office of the Attorney General	Brian E. Frosh	200 St Paul Pl		Baltimore	MD	21202
Office of the Attorney General	Aaron Frey	6 State House Station		Augusta	ME	04333
Department of Attorney General	Dana Nessel	PO BOX 30212		Lansing	MI	48909
Office of the Attorney General	Keith Ellison	445 Minnesota St Ste 1400		St Paul	MN	55101
Missouri Attorney General's Office	Eric Schmitt	207 West High Street	PO Box 899	Jefferson City	MO	65102
Mississippi Attorney General	Lynn Fitch	Department of Justice	PO Box 220	Jackson	MS	39205
Office of the Attorney General	Austin Knudsen	215 N Sanders St Fl 3	PO Box 201401	Helena	MT	59620
Attorney General's Office	Josh Stein	9001 Mail Service Ctr		Raleigh	NC	27699
Office of the Attorney General	Drew H. Wrigley	State Capitol	600 E Boulevard Ave Dept 125	Bismarck	ND	58505
Nebraska Attorney General	Doug Peterson	2115 State Capitol	PO Box 98920	Lincoln	NE	68509
Office of the Attorney General	John Formella	NH Department of Justice	33 Capitol St	Concord	NH	03301
Office of the Attorney General	Matthew J. Platkin	25 Market Street	PO Box 080	Trenton	NJ	08625
Office of the Attorney General	Hector Balderas	408 Galisteo St	Villagra Bldg	Santa Fe	NM	87501
Office of the Attorney General	Aaron Ford	100 N Carson St		Carson City	NV	89701
Office of the Attorney General	CAFA Coordinator	28 Liberty Street 15th Floor		New York	NY	10005
Office of the Attorney General	Dave Yost	30 E Broad St Fl 14		Columbus	OH	43215
Office of the Attorney General	John O'Connor	313 NE 21st St		Oklahoma City	OK	73105
Office of the Attorney General	Ellen F Rosenblum	Oregon Department of Justice	1162 Court St NE	Salem	OR	97301
Office of the Attorney General	Josh Shapiro	16th Fl Strawberry Square		Harrisburg	PA	17120
Office of the Attorney General	Peter F Neronha	150 S Main St		Providence	RI	02903
Office of the Attorney General	Alan Wilson	PO Box 11549		Columbia	SC	29211
Office of the Attorney General	Mark Vargo	1302 E Hwy 14 Ste 1		Pierre	SD	57501
Office of the Attorney General	Herbert H. Slatery III	PO Box 20207		Nashville	TN	37202
Office of the Attorney General	Ken Paxton	PO Box 12548		Austin	TX	78711
Office of the Attorney General	Sean D. Reyes	PO Box 142320		Salt Lake City	UT	84114
Office of the Attorney General	Jason S. Miyares	202 N 9th St		Richmond	VA	23219
Office of the Attorney General	Susanne R. Young	109 State St		Montpelier	VT	05609
Office of the Attorney General	Bob Ferguson	800 5th Ave Ste 2000		Seattle	WA	98104
Office of the Attorney General	Josh Kaul	PO Box 7857		Madison	WI	53707
Office of the Attorney General	Patrick Morrisey	State Capitol Complex Bldg 1 Room E 26	1900 Kanawha Blvd E	Charleston	WV	25305
Office of the Attorney General	Bridget Hill	109 State Capital		Cheyenne	WY	82002
Department of Legal Affairs	Fainu'ulei Falefatu Ala'ilima-Utu	Executive Office Building 3rd Floor	PO Box 7	Pago Pago	AS	96799
Attorney General Office of Guam	Leevin T. Camacho	Administrative Division	590 S Marine Corps Dr Ste 901	Tamuning	GU	96913
Office of the Attorney General	Edward Manibusan	Administration Bldg	PO Box 10007	Saipan	MP	96950
PR Department of Justice	Domingo Emanuelli Hernández	PO Box 9020192		San Juan	PR	00902
Department of Justice	Denise N. George	3438 Kronprindsens Gade Ste 2	GERS Fl	St Thomas	VI	00802

Attachment 2

NOTICE ADMINISTRATOR
HILSOFT NOTIFICATIONS
10300 SW Allen Blvd
Beaverton, OR 97005
P 503-350-5800
DL-CAFA@epiqglobal.com

October 4, 2022

VIA UPS OR USPS CERTIFIED MAIL

United States Attorney General
And Appropriate State Officials
(Please see Attachment A for a complete list of those served)

Re: Notice of Proposed Class Action Settlement Under 28 U.S.C. § 1715
In re: Hyundai and Kia Engine Litigation II, Case No. No. 8:18-cv-02223-JLS-JDE

Dear Federal and State Officials:

Epiq Class Action & Claims Solutions, Inc., on behalf of Defendants Kia America, Inc. and Kia Corporation (collectively, “Kia”) and Hyundai Motor America and Hyundai Motor Company (collectively, “Hyundai”) in the above-referenced consolidated Action, provides this notice pursuant to 28 U.S.C. § 1715 (codified by the Class Action Fairness Act of 2005).

On September 26, 2022, the plaintiffs in the Action filed a Notice of Motion and Unopposed Motion for Preliminary Approval of Class Action Settlement in the United States District Court for the Central District of California. The Motion for Preliminary Approval hearing has been set for December 16, 2022. The hearing date may change without further notice. Please check the Court’s Public Access to Court Electronic Records (PACER) website at <https://pacer.uscourts.gov> to confirm that the date has not changed.

In accordance with 28 U.S.C. § 1715(b), please find enclosed a CD containing copies of the following documents:

1. Class Action Complaints and Amended Complaints of the consolidated Action and underlying cases;
2. Plaintiffs’ Notice of Motion and Unopposed Motion for Preliminary Approval of Class Action Settlement;
3. Declaration of Steve W. Berman in Support of Plaintiffs’ Unopposed Motion for Preliminary Approval of Class Action Settlement;
 - a. Settlement Agreement (Exhibit 1 to Berman Declaration);
 - Exhibit A – Notice of Proposed Class Settlement (Hyundai);
 - Exhibit B – Notice of Proposed Class Settlement (Kia);
 - Exhibit C – Hyundai Claim Form; and
 - Exhibit D – Kia Claim Form.
 - b. Firm Resume (Exhibit 2 to Berman Declaration);

NOTICE ADMINISTRATOR

HILSOFT NOTIFICATIONS
10300 SW Allen Blvd
Beaverton, OR 97005
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DL-CAFA@epiqglobal.com

4. Declaration of Matthew D. Schelkopf in Support of Plaintiffs' Unopposed Motion for Preliminary Approval of Class Action Settlement;
 - a. Firm Resume (Exhibit 1 to Schelkopf Declaration);
5. Declaration of Gretchen Freeman Cappio in Support of Plaintiffs' Unopposed Motion for Preliminary Approval of Class Action Settlement;
 - a. Firm Resume (Exhibit 1 to Freeman Cappio Declaration); and
6. [Proposed] Order Granting Plaintiffs' Unopposed Motion for Preliminary Approval of Class Action Settlement.

It is not feasible to provide the names of Class Members who reside in each state pursuant to 28 U.S.C. § 1715(b)(7) as the Class Member list is made of all owners and lessees of Class Vehicles with specified Vehicle Identification Numbers. Defendants will be employing the assistance of IHS Automotive, driven by Polk, or a similar third-party entity, to endeavor to compile the most complete and up-to-date list of all potential Class Members. Upon the Defendants' completion of compiling the Class Member list, the Settlement Administrator will provide, if you request, the names of Class Members who reside in your state and the estimated proportionate share of Class Members who reside in your state relative to the entire Class.

If you have any questions about this notice, the above-reference action, or the enclosures, please contact:

- Yvonne Dalton at the law firm Lee, Hong Degerman, Kang & Waimey, counsel for Kia. Yvonne Dalton can be reached by phone at (949) 250-9954 or via email at yvonne.dalton@lhlaw.com.
- Shon Morgan at the law firm Quinn Emanuel Urquhart & Sullivan, LLP, counsel for Kia and Hyundai. Shon Morgan can be reached by phone at (213) 443-3000 or via email at shonmorgan@quinnemanuel.com.

Sincerely,

Notice Administrator

CAFA Notice Service List

Attachment A

Company	FullName	Address1	Address2	City	State	Zip
US Department of Justice	Merrick B. Garland	950 Pennsylvania Ave NW		Washington	DC	20530
Office of the Attorney General	Treg Taylor	1031 W. 4th Ave	Suite 200	Anchorage	AK	99501
Office of the Attorney General	Steve Marshall	501 Washington Ave		Montgomery	AL	36104
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Office of the Attorney General	Alan Wilson	PO Box 11549		Columbia	SC	29211
Office of the Attorney General	Mark Vargo	1302 E Hwy 14 Ste 1		Pierre	SD	57501
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Office of the Attorney General	Ken Paxton	PO Box 12548		Austin	TX	78711
Office of the Attorney General	Sean D. Reyes	PO Box 142320		Salt Lake City	UT	84114
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Office of the Attorney General	Edward Manibusan	Administration Bldg	PO Box 10007	Saipan	MP	96950
PR Department of Justice	Domingo Emanuelli Hernández	PO Box 9020192		San Juan	PR	00902
Department of Justice	Denise N. George	3438 Kronprindsens Gade Ste 2	GERS Fl	St Thomas	VI	00802